

UNITED STATES DISTRICT COURT  
FOR THE  
EASTERN DISTRICT OF NEW YORK

BABATUNDE OLABOPO,	)	
	)	
Plaintiff,	)	13 CV 5052 (RRM)(LB)
	)	
v.	)	
	)	
MILINDA HENRY GOMES, CITY OF NEW YORK, NEW YORK	)	
POLICE DEPARTMENT, NORRIS Badge #6804, TJORNHOM	)	
Badge #6010, ZALESKI Badge #8987, ZIELINSKI Badge #8664,	)	
NEW YORK CITY DEPARTMENT OF BUILDINGS, WALTER OWENS)	)	
Badge #2186, FDNY, JANE BRAGEN, GEORGE SOTIROFF,	)	
VERRON LEWIS, BEST CENTURY REALTY CORPORATION,	)	
ACTUAL BEST CENTURY REALTY, And JON SILVERI.	)	
	)	
Defendants,	)	
	)	

ANSWER

Defendants BEST CENTURY REALTY CORPORATION and JON SILVERI, by their attorney Jon M. Silveri,(appearing pro se for JON SILVERI), answering the complaint upon information and belief:

1. Deny knowledge or information sufficient to form a belief about the truth of the allegations in paragraphs 1-17.

2. Admits the portion of paragraph 18 that plaintiff paid \$30.00, saw an apartment which he did not like. Denies that portion that plaintiff called police. Denies that portion of paragraph that his money wasn't returned and that there was a conversation about whether

the apartment was above or below ground. Denies knowledge or information to form a belief whether or not police cars refused to stop for the plaintiff.

3. Deny knowledge or information sufficient to form a belief about the truth of the allegations in paragraphs 19-21.

#### Failure to State a Claim

4. The complaint fails to state a claim upon which relief can be granted.

#### Improper Service

5. The defendants have not been properly served as shown by attached proof of service.


#### Personal Jurisdiction

6. The defendants are not subject to the personal jurisdiction of this court.

#### Diversity of Citizenship

7. Plaintiff has failed to establish diversity of citizenship between himself and these defendants.

Dated: February 20th, 2014



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JON M. SILVERI  
1876 WATSON AVENUE  
BRONX NEW YORK 10472  
845 222 8393  
JSILVERI@FRONTIERNET.NET  
JS2641

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) \_\_\_\_\_  
 was received by me on (date) \_\_\_\_\_

☐ I personally served the summons on the individual at (place) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_

\_\_\_\_\_, a person of suitable age and discretion who resides there, \_\_\_\_\_

on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Jake Rolando (step son), who is

designated by law to accept service of process on behalf of (name of organization) Best Century  
Realty Corporation on (date) 1/31/14 ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

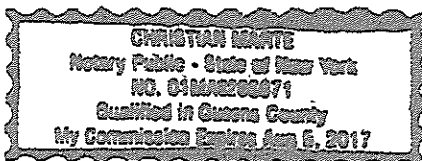
Date: 2/3/14

Charles A. Francesco  
 Server's signature

Charles A. Francesco  
 Printed name and title

3044 Ave H Brooklyn NY 11229  
 Server's address

Additional information regarding attempted service, etc:



2/4/14

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

13 CV 5052 (RRM)(LB)

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BABATUNDE OLABOPO,

Plaintiff,

13 CV 5052 (RRM)(LB)

v.

MILINDA HENRY GOMES, CITY OF NEW YORK, NEW YORK  
POLICE DEPARTMENT, NORRIS Badge #6804, TJORNHOM  
Badge #6010, ZALESKI Badge #8987, ZIELINSKI Badge #8664,  
NEW YORK CITY DEPARTMENT OF BUILDINGS, WALTER OWENS  
Badge #2186, FDNY, JANE BRAGEN, GEORGE SOTIROFF,  
VERRON LEWIS, BEST CENTURY REALTY CORPORATION,  
ACTUAL BEST CENTURY REALTY, And JON SILVERI.

Defendants,

---

ANSWER

---

LAW OFFICE OF JON M. SILVERI  
1876 WATSON AVENUE  
BRONX NEW YORK 10472  
845 222 8393

TO: UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
CADMAN PLAZA  
BROOKLYN N.Y.

BABATUNDE OLABOPO  
P.O. BOX 20284  
STATEN ISLAND, N.Y. 10302

AFFIDAVIT OF SERVICE

Jake Polanco being duly sworn and deposed  
says:

I am over 18 years of age and am not a party to this action.

On February 20th, 2014 I served the with answer on plaintiff herein  
Babatunde Olabopo at the address given for service , P.O. Box 20284, Staten  
Island, N.Y. 10302 by enclosing the answer in a U.S. Overnight Express Delivery  
Envelope which was properly address to:

Babatunde Olabopo  
P.O. Box 20284  
Staten Island N.Y. 10302

Jake Polanco

SWORN TO BEFORE ME  
THIS 20 DAY OF FEBRUARY 2014

[Signature]  
NOTARY PUBLIC  
VICTOR SCHURA  
Notary Public, State of New York  
No. 4577037  
Qualified in Westchester County  
Commission Expires November 30, 2014

VICTOR SCHURA  
Notary Public, State of New York  
No. 4577037  
Qualified in Westchester County  
Commission Expires November 30, 2014

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